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10/30/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nikolaus et al.
Title: CONTAINER SYSTEM
Appl. No.: 10/010,957
Filing Date: 12/07/2001
Examiner:
Art Unit: 3728

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.
Chris Esquivelle
(Printed Name)
Chris Esquivelle
(Signature)
June 17, 2002
(Date of Deposit)

PRELIMINARY AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

This communication is a preliminary amendment submitted in accordance with 37 C.F.R. § 1.115 and concerning the above-referenced patent application.

Please amend the application as follows (marked up versions of the claims amended below have been included in Appendix A of this Reply in accordance with 37 C.F.R. § 1.121).

In the Claims:

Please amend the claims 37 and 39 as follows:

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C 3700 MAIL ROOM

- 1 37. (Once Amended) A container for holding cosmetics and having a first
2 platform and a second platform, the container comprising:
3 hinge means for coupling the first platform and a second platform and for
4 automatically pivoting the first platform from a storage position to a use position
5 relative to the second platform;
6 damper means for limiting pivoting of the first platform at rate of about
7 60 to 120 degrees p r second;

06/28/2002 NMOHAMM1 00000067 10010957

11 FC:103 594.00 OP
12 FC:102 252.00 OP



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<u>Chris Escavaille</u>	(Printed Name)
<u>Chris Escavaille</u>	(Signature)
<u>June 17, 2002</u>	(Date of Deposit)

PRELIMINARY AMENDMENT TRANSMITTAL

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

[] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

[] Small Entity statement is enclosed.

Enclosed are:

[X] Request To Rescind Previous Nonpublication Request 35 U.S.C. 122(b)(2)(B)(iii) (1 page).

[X] Supplemental Information Disclosure Statement (1 page).

[X] Form PTO-1449 with copies of 2 listed reference(s) (1 page).

[X] The fee required for additional claims is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	74	41	33	x \$18.00	\$594.00
Independents:	7	4	3	x \$84.00	\$252.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$846.00

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- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$400.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$0.00
CLAIMS AND EXTENSION FEE TOTAL:			\$846.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$846.00

- ☐ Please charge Deposit Account No. 06-1447 in the amount of \$_____. A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$846.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date June 17, 2002

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Milwaukee, Wisconsin 53202-5367
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By Jason E. Pauls
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